

## REMARKS

This application has been carefully reviewed in light of the Office Action dated September 21, 2005. Claims 1 to 63 are in the application, of which Claims 1 to 14, 17 to 36, 39 to 46, 48 and 54 to 56 have been withdrawn from further examination, pursuant to a restriction requirement that has been made "final".

The claims under consideration are Claims 15, 16, 37, 38, 47, 49 to 53 and 57 to 63, of which Claims 15, 37, 47 and 50 are independent. Reconsideration and further examination are respectfully requested.

Applicant thanks the Examiner for his re-formulation of the restriction requirement, resulting in examination of Claim 49 together with the Group III claims. Newly-added Claims 57 to 63 are drawn to the invention of the Group III claims, and examination of these claims is therefore respectfully requested.

All claims under consideration, namely Claims 15, 16, 37, 38, 47 and 49 to 53, were rejected under 35 U.S.C. § 102(e) over U.S. Patent 6,321,228 (Crandall). It is respectfully requested to reconsider and withdraw this rejection, as explained in more detail below.

The invention concerns the formation of a searchable list of computer network locations, such as a list of locations that have been bookmarked by subscribers. One problem in forming such lists, as explained in the present application, is the need for new data stored on the network to obtain some level of prominence within the list, such that it may be found in search results. For example, where many subscribers have

bookmarked items that are popular and also have been available for some period of time, a newly-included item will not have many or any bookmarks and therefore will not obtain any significant prominence in search results. The present invention addresses this problem, by inserting items of lesser prominence amongst items of higher prominence, when forming the searchable list.

Thus, as set out in the claims herein, a server monitors bookmarking activities and forms a list of network identifiers (or locations) based on the bookmarking activities. The list is ordered according to a frequency of bookmarking. From the list, the server identifies a first predetermined number of highest ordered network identifiers (or locations), as well as a second predetermined number of lower ordered network identifiers (or locations). A searchable list is thereafter formed by insertion of the lower ordered items (or locations) amongst the highest ordered items (or locations).

By virtue of the foregoing arrangement, the prominence of certain items within the search results is improved, thereby allowing the searchable list to feature items that are both popular and recent.

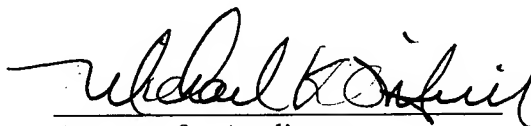
The applied patent to Crandall is not seen to disclose or to suggest the foregoing arrangement by which a searchable list is formed through insertion of lower ordered identifiers amongst highest ordered identifiers. Rather, Crandall is seen to disclose an arrangement by which various users create collections of content which is available on a computer network. Notably, the collections are stored locally, and in such a manner that other users on the network can access a variety of collections maintained by other users. In this sense, therefore, Crandall's arrangement differs from an ordinary web

browser, in which bookmarked collections are available only locally and not by others. Nevertheless, Crandall still does not disclose or suggest any of the features of the rejected claims, particularly the formation of a searchable list through insertion of lower ordered identifiers (or locations) amongst highest ordered identifiers (or locations).

It is therefore respectfully submitted that the claims herein define subject matter that is not anticipated by the disclosure of Crandall. Allowance is respectfully requested.

Applicant's undersigned attorney may be reached in our Costa Mesa, California office by telephone at (714) 540-8700. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Michael K. O'Neill", is written over a horizontal line.

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